

PATENT CASE NO. SIR-MIS-00001-US-CIP[4]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re application of: | |
| McSWIGGEN, James et al. | |
| Serial No.: | 10/757,803 |
| Filed: | January 14, 2004 |
| Group Art Unit: | 1635 |
| Examiner: | Bowman, Amy Hudson |
| For: | RNA INTERFERENCE MEDIATED INHIBITION OF GENE EXPRESSION USING CHEMICALLY MODIFIED SHORT INTERFERING NUCLEIC ACID (siNA) |

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision dated October 21, 2010 of the Examiner rejecting claims 18-20 and 33-49.

The item checked below is appropriate:

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|-------------------------------------|--|
| <input type="checkbox"/> | Fee not required (Fee paid in prior appeal). |
| <input checked="" type="checkbox"/> | Charge the \$540 fee to Deposit Account No. 50-4615. |

The Commissioner if hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 50-4615.

Respectfully submitted,

/Peter Haeberli/
By: Peter Haeberli
Reg. No. 52,980

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Date: January 14, 2011